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(A Pennsylvania Limited Liability Partnership)

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*Attorneys for Plaintiffs*

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

OTG MANAGEMENT PHL LLC, *et al.*,

*Plaintiffs,*

v.

EMPLOYERS INSURANCE COMPANY OF  
WAUSAU,

*Defendant.*

Civil Action No. 2:21-cv-01240-WJM-MF

**PLAINTIFFS' NOTICE OF APPEAL**

Notice is hereby given that Plaintiffs (collectively, "OTG")<sup>1</sup> appeal to the United States Court of Appeals for the Third Circuit from the Court's August 26, 2021 Opinion granting Defendant Employers Insurance Company of Wausau's motion to dismiss, ECF No. 23, and

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<sup>1</sup> Plaintiffs are OTG Management PHL LLC; OTG Management PHL B, LLC; LaGuardia USA LLC; LGA Airport Restaurants, L.P.; OTG DCA Venture II LLC; OTG JFK T2 Venture, LLC; OTG JFK T5 Venture, LLC; OTG Management T8 LLC; OTG Management JFK LLC; OTG Management EWR LLC; OTG Management IAH, LLC; OTG Management Midwest LLC; OTG Management YYZ, LLC; OTG MCO Venture II LLC; OTG ORD Venture LLC; OTG Experience, LLC; OTG Concepts Franchising, LLC; and OTG Management LLC.

Order dismissing the Complaint, ECF No. 24. On September 15, 2021, OTG gave notice of its intention to stand on the Complaint and pursue appeal. ECF No. 25.

Date: September 24, 2021

Respectfully submitted,

/s/ Harvey Bartle IV

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**CERTIFICATE OF SERVICE**

I, Harvey Bartle IV, hereby certify that on September 24, 2021, I caused a true and correct copy of the foregoing Plaintiffs' Notice of Appeal to be served on all counsel of record via CM/ECF.

/s/ Harvey Bartle IV  
Harvey Bartle IV